

BEFORE

THE PUBLIC SERVICE COMMISSION OF

SOUTH CAROLINA

DOCKET NOS. 1995-1245-C and 2008-215-C - ORDER NO. 2008-716

OCTOBER 22, 2008

IN RE: Docket No. 1995-1245-C – Application of)	ORDER CANCELLING
TLX Communications, Inc. (TelAmerica) for)	CERTIFICATE AND
a Certificate of Public Convenience and)	DISMISSING AS MOOT
Necessity to Provide Intrastate Resold)	ORS’ PETITION
Telecommunications Services within South)	RELATIVE TO DOCKET
Carolina)	NO. 1995-1245-C
)	
and)	
)	
Docket No. 2008-215-C – Petition of the)	
Office of Regulatory Staff for Commission to)	
Order a Rule to Show Cause as to Why the)	
Certificates of Public Convenience and)	
Necessity for Certain Providers of)	
Telecommunications Services Should Not Be)	
Revoked for Failure to File Annual Reports)	

This matter comes before the Public Service Commission of South Carolina (the Commission) on the request of TLX Communications, Inc. (TelAmerica) (TLX or the Company) for cancellation of the Company’s Certificate of Public Convenience and Necessity and on the Petition of the Office of Regulatory Staff (ORS) for a Rule to Show Cause against certain telecommunications service providers. The record reveals that a Certificate of Public Convenience and Necessity to provide telecommunications services in South Carolina was granted to TLX pursuant to Commission Order No. 96-519, dated August 2, 1996, in Docket No. 1995-1245-C.

On May 21, 2008, ORS filed a petition seeking revocation of the Certificates of Public Convenience and Necessity of certain providers of telecommunications services for failure of the certificated carriers to file annual reports as required by 26 S.C. Code Ann. Regs. 103-612.1 (Supp. 2007). The record reflects that TLX was listed in ORS' petition as a certificated carrier in non-compliance with the requirement to file annual reports.

On September 22, 2008, TLX filed a request with the Commission seeking cancellation of the Company's Certificate. According to TLX, the Company has no customers in South Carolina and plans discontinuance of services effective December 1, 2008.

Upon review of the matters asserted in the present requests, the Commission is of the opinion, and so finds, that the relief requested by TLX should be granted and the petition of ORS should be dismissed as moot. If applicable, however, TLX remains responsible for any assessments due.

IT IS THEREFORE ORDERED:

1. That the Certificate of Public Convenience and Necessity to provide telecommunications services in South Carolina of TLX Communications, Inc. (TelAmerica) is hereby cancelled.

2. That the Petition of the Office of Regulatory Staff for a Rule to Show Cause as to Why the Certificates of Public Convenience and Necessity for Certain Providers of Telecommunications Services Should Not Be Revoked (Docket No. 2008-

215-C), relative to the Certificate of Public Convenience and Necessity of TLX Communications, Inc. (TelAmerica) is dismissed as moot.

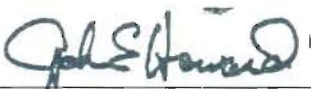
3. If applicable, TLX Communications, Inc. (TelAmerica) remains responsible for any assessments due.

4. That this Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:


Elizabeth B. Fleming, Chairman

ATTEST:


Joffe Howard, Vice Chairman
(SEAL)